

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Municipal Administration & Urban Development Department - Allegations of Corruption against Sri C. Narahari S/o Yadagiri, Deputy Executive Engineer, O/o the Executive Engineer, Division-X (Central Zone), GHMC, Khairtabad, Hyderabad - Trapped on 28.4.2010 - Sanction of Prosecution under Prevention of Corruption Act 1988 - Orders - Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.I) DEPARTMENT

G.O.Ms.No. 219

Dated:15-06-2011;

ORDER:

Whereas, Sri C. Narahari S/o Yadagiri worked as Dy. Executive Engineer, O/o the Executive Engineer, Division-X (Central zone), GHMC, Khairtabad, Hyderabad from 22.9.2007 to 28.4.2010 (till his suspension) and as such he is Public Servant within the meaning of clause (c) of Section 2 of Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. Whereas, Sri Ahmed Mohammed Misri is a resident of Shalibanda, Hyderabad and he is a Class-IV Civil Contractor attending contract work in Municipal Corporation, Hyderabad since the last 15 years. As per the registration Sri Ahmed Mohammed Misri is entitled to participate in the tenders costing below 10 lakhs. During April,2008, Sri Ahmed Mohammed Misri was given contract work for Rs.4,27,000/- on nomination basis by the Executive Engineer, Division-X (Central Zone), Greater Hyderabad Municipal Corporation, Hyderabad and he executed the work in September, 2008, but the concerned Deputy Executive Engineer, Sri C. Narahari conducted check measurement only on 8.1.2010 and thereafter the bill was passed by the concerned Executive Engineer. Sri Ahmed Mohammad Misri was also awarded two more works i.e., laying of C.C. roads at Gurubrahma Nagar and Zahera Nagar, Road No. 14, Banjara Hills, Hyderabad, allotted by the Executive Engineer, Division No. X (CZ), GHMC, Hyderabad on tender basis for Rs.3,32,000/- and restoration of footpath on Road No. 2, Banjara hills, Hyderabad from Lumbini Mall to MRO office on nomination basis at the cost Rs.1,28,512/-. With respect of the two works, the Executive Engineer, Division-X (CZ), GHMC, Hyderabad issued work orders on 9.1.2009 marking its copies to the concerned Deputy Executive Engineer Sri C. Narahari with instructions to give mark outs. But Sri C. Narahari did not give mark out to both the works inspite of repeated requests, instead, demanded bribe amount of Rs.60,000/- for marking out the works and also for helping the complainant in the sanction of bills for the above referred executed works.

3. Sri Ahmed Mohammad Misri attended the office of Sri C. Narahari several times and expressed his inability to pay the huge amount of Rs.60,000/- as bribe and requested Sri C. Narahari to give mark out for the above mentioned two works, but he didn't consider his request. Again, on 16.4.2010 when Sri Ahmed Mohammad Misri approached Sri C. Narahari, who demanded to pay the bribe amount and at the request of Sri Ahmed Mohammad Misri, Sri C. Narahari scaled down the bribe amount from Rs.60,000/- to Rs.50,000/- for which Sri Ahmed Mohammad Misri requested to give some time for

arranging the payment of the demanded bribe amount. On 27.4.2010 Sri Ahmed Mohammad Misri attended the office of Sri C. Narahari on some other work and met Sri C. Narahari and at that time also Sri Narahari re-iterated his earlier demand and demanded to pay the bribe amount on 28.4.2010 at his office in the evening hours. As Sri Ahmed Mohammad Misri was not willing to pay the demanded bribe of Rs.50,000/0 to Sri C. Narahari, on 27.4.2010 at about 5.30 p.m. gave a complaint against Sri C. Narahari to the Deputy Superintendent of Police, Anti Corruption Bureau, City Range, Hyderabad. After due verification, the complaint of Sri Ahmed Mohammad Misri was registered as a case in Cr. No. 7/ACB-CR.1/2010 U/s 7 of the Prevention of Corruption Act, 1988 and the DSP proposed to lay a trap against Sri C. Narahari.

4. During the course of trap on 28.4.2010 Sri Ahmed Mohammad Misri went to the office of Sri C. Narahari and found that Sri C. Narahari was not present and informed the same to the Deputy Superintendent of Police and on the advise of the Deputy Superintendent of Police, Sri Ahmed Mohammad Misri contacted Sri C. Narahari on his cell phone from the cell phone of Sri Ahmed Mohammad Misri and Sri C. Narahari directed Sri Ahmed Mohammad Misri to come to Bombay Bakery situated at S.B.H., Gunfoundry. On the instructions of Sri C. Narahari, Sri Ahmed Mohammad Misri and the trap party members arrived at Gunfoundry and at Gunfoundry Sri Ahmed Mohammad Misri informed the Deputy Superintendent of Police that Sri C. Narahari contacted him while was on the way and informed him to come to Bata show room, Abids. Consequently the trap party members reached Tilak road and parked their vehicles and Sri Ahmed Mohammad Misri was waiting at Bata show room, Abids and contacted Sri C. Narahari again from his cell phone and enquired about his location and after five minutes Sri C. Narahari came and met Sri Ahmed Mohammad Misri on the platform of Tilak road, beside Bata Showroom where Sri C. Narahari accepted the tainted currency notes from Sri Ahmed Mohammad Misri, which was witnessed by one of the mediator, S.I. Sri Rajavardhan Reddy, HC, Naveen and PC Srinivas Reddy. On the receipt of signal, Sri C. Narahari was accosted by the ACB officials and when the hand fingers of Sri C. Narahari was tested, the right hand fingers gave positive colour and left hand fingers solution did not give any colour. When the Inspector, searched the person of Sri C. Narahari in the presence of mediator, the tainted currency of Rs.50,000/- was recovered from the right side pant pocket of Sri C. Narahari.

5. Whereas, the said act of Sri C. Narahari S/o Yadagiri, Dy. Executive Engineer, O/o the Executive Engineer constitutes an offence punishable under Section 7 & 13 (1), (d) r/w 13 (2) of the Prevention of Corruption Act, 1988.

6. Whereas, the Government of Andhra Pradesh, being the competent authority to remove, Sri C. Narahari S/o Yadagiri, Deputy Executive Engineer, O/o the Executive Engineer from service after fully and carefully examining the material placed before them i.e. copy of FIR, mediators reports I & II and final investigation report in respect of the said allegation, and having regard to facts and circumstances of the case, consider that, the said Sri C. Narahari S/o Yadagiri, Deputy Executive Engineer, O/o the Executive Engineer should be prosecuted in a court of law for the aforesaid offences.

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7. Now, therefore in exercise of the powers conferred by clause (b) of sub section (1) of Section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Andhra Pradesh, hereby accord sanction for prosecution of Sri C. Narahari S/o Yadagiri, Deputy Executive Engineer, O/o the Executive Engineer for the offences punishable under section 7 & 13 (2) r/w 13 (1) (d) of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the above said acts and also for taking cognizance of the said offence by the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B. SAM BOB
PRINCIPAL SECRETARY TO GOVERNMENT

To:
The Director General,
Anti Corruption Bureau, A.P., Hyderabad.
SF/SC.

//forwarded by order//

SECTION OFFICER.